

JPW 1648/JPW/AJD
Dkt. 2048/50875-DA/JPW/AJD

Applicant: Graham P. Allaway et al.

Serial No.: 09/888,938

Filed: June 25, 2001

For: METHODS FOR PREVENTING HIV-1 INFECTION OF CD4+CELLS

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

September 7, 2004

S I R:

Transmitted herewith is an amendment to the above identified application.

X Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.

 A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

 No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		FEE			
							SMALL ENTITY	OTHER ENTITY		
Total Claims	18	-	20	=	0	X	\$9	\$18	=	\$0
Independent Claims	1	-	3	=	20	X	\$43	\$86	=	\$0
Multiple Dependent Claim(s) Presented <u>X</u> Yes <u> </u> No							\$145	\$290	=	\$145
For First Time										
							TOTAL ADDITIONAL FEE			
							\$145.00			

*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

**If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

***If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

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Amendment Transmittal Letter
Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment of the number of claims as originally filed

____ Please charge Deposit Account No. _____ in the amount of \$ ____.

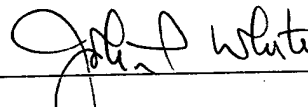
X A check in the amount of \$ 380.00 is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposition Account No. 03-3125. Three copies of this sheet are enclosed.

X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

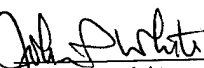
X Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

 9/7/04
John P. White Date
Reg. No. 28,678



Dkt. 50875-DA/JPW/AJD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Graham P. Allaway et al.
U.S. Serial No.: 09/888,938 Examiner: Tim Brown
Filed: June 25, 2001 Group Art Unit: 1648
For: METHODS FOR PREVENTING HIV-1 INFECTION OF CD4+ CELLS

09/09/2004 MBLANCO 00000002 09888938

03 FC:2251

55.00 OP

1185 Avenue of the Americas
New York, New York 10036
September 7, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**AMENDMENT IN RESPONSE TO MAY 5, 2004 OFFICE ACTION,
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND
PETITION FOR A ONE-MONTH EXTENSION OF TIME**

This Amendment is submitted in response to the May 5, 2004 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the May 5, 2004 Office Action was originally due August 5, 2004. Applicants hereby petition under 37 C.F.R. 1.136(a) and 37 C.F.R. 1.17(a)(3) for a one-month extension of time. The fee for a one-month extension of time for a small entity is fifty-five dollars (\$55.00) and a check including that amount is enclosed. With a one-month extension of time, a response to the May 5, 2004 Office Action is due September 5, 2004. However, since September 5, 2004 falls on a Sunday, and Monday, September 6, 2004 is a federal holiday (Labor Day), a response filed Tuesday, September 7, 2004 is to be considered timely. Accordingly, this Amendment is being timely filed.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.

09/09/2004 MBLANCO 00000002 09888938

01 FC:2203

145.00 OP

09/09/2004 MBLANCO 00000002 09888938 180.00 OP
02 FC:1806

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A **Supplemental Information Disclosure Statement** begins on page 16
of this paper.